

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 1483-01
Bill No.: HB 568
Subject: Cemeteries; Licenses–Professional
Type: Original
Date: February 7, 2001

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
Chiropractic Examiners Fund	\$6,250	\$7,725	\$7,950
Respiratory Care Fund	\$1,667	\$2,060	\$2,122
Endowed Care Cemeteries Fund	\$81,000	\$83,430	\$85,933
Professional Registration (PR) Fees Fund	\$0	\$0	\$0
Healing Arts Fund	(\$16,240)	(\$16,240)	(\$16,240)
Massage Therapy Fund	(\$4,480)	(\$4,480)	(\$4,480)
Geology Fund	(\$4,480)	(\$4,480)	(\$4,480)
Social Work Fund	(\$3,920)	(\$3,920)	(\$3,920)
Total Estimated Net Effect on <u>All</u> State Funds	\$59,797	\$64,095	\$66,885

FISCAL SUMMARY (continued)

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
None	\$0	\$0	\$0
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
Local Government	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 5 pages.

FISCAL ANALYSIS

ASSUMPTION

The **Department of Economic Development–Division of Professional Registration (DPR)** assumes that this legislation will have a net increase to the Chiropractic Examiners Fund from the collection of fees for temporary licenses; an increase to the Endowed Care Cemetery Fund from the collection of fees; and an increase to the Respiratory Care Practitioners Fund from the collection of fees for temporary licenses, therefore causing a net increase to total state revenue.

DPR notes that this legislation allows the State Board of Chiropractic Examiners and the Board of Respiratory Care to grant temporary licenses, and allows the division to collect fees for endowed care cemeteries. Further, the proposal establishes per diem reimbursement for the following boards: Geology, Perfusionists, Massage Therapy, Physical Therapy, Physician Assistants, Speech Pathologists & Audiologists and Social Workers.

DPR assumes there will be 150 applicants for temporary chiropractic licenses at \$50 each, for a total annual revenue increase of \$7,500. Another 40 applicants for temporary respiratory care licenses are expected at \$50 each, for a total annual revenue increase of \$2,000. The provisions regarding certificates of authority for the operation of endowed care cemeteries are expected to generate 162 licensees at an annual fee of \$500 (set by rule), for a total annual revenue increase of \$81,000. DPR estimates 3% growth for all new licensees. For FY 2002, DPR assumes only

ASSUMPTION (continued)

the ten month equivalent of the temporary license revenue estimated. All additional licensees will be handled with existing staff. DPR notes that if the legislation results in a larger number of licensees than expected, additional appropriations in personnel and/or expense and equipment could be required.

The board member per diem allowance of \$70 per day is expected to break down as follows:

Board of Healing Arts Advisory Commissions—29 members

Board of Therapeutic Massage—8 members

Geology Board—8 members

Social Work Committee—7 members

Each board is expected to meet four times per year, two days per meeting. The total costs for the per diem allowances is estimated at \$29,120.

This bill makes various changes to different boards supervised by the Division of Professional Registration. The **Office of the Secretary of State (SOS)** assumes the Division of Professional Registration will promulgate rules to implement this bill. Based on experience with other divisions, the rules, regulations and forms issued by the Division of Professional Registration could require as many as approximately 32 pages in the Code of State Regulations. For any given rule, roughly half again as many pages are published in the Missouri Register as in the Code because cost statements, fiscal notes and the like are not repeated in Code. These costs are estimated. The estimated cost of a page in the Missouri Register is \$23.00. The estimated cost of a page in the Code of State Regulations is \$27.00. The actual costs could be more or less than the numbers given. The impact of this legislation in future years is unknown and depends upon the frequency and length of rules filed, amended, rescinded and withdrawn.

Oversight assumes the SOS could absorb the costs of printing and distributing regulations related to this proposal. If multiple bills pass which require the printing and distribution of regulations at substantial costs, the SOS could request funding through the appropriation process. Any decisions to raise fees to defray costs would likely be made in subsequent fiscal years.

<u>FISCAL IMPACT - State Government</u>	FY 2002 (10 Mo.)	FY 2003	FY 2004
CHIROPRACTIC EXAMINERS FUND			
Revenue—DPR			
Temporary License Fees	<u>\$6,250</u>	<u>\$7,725</u>	<u>\$7,950</u>
RESPIRATORY CARE FUND			
Revenue—DPR			
Temporary License Fees	<u>\$1,667</u>	<u>\$2,060</u>	<u>\$2,122</u>

<u>FISCAL IMPACT - State Government</u>	FY 2002 (10 Mo.)	FY 2003	FY 2004
ENDOWED CARE CEMETERIES FUND			
Revenue–DPR			
License/Renewal Fees	<u>\$81,000</u>	<u>\$83,430</u>	<u>\$85,933</u>
PR FEES FUND			
Revenue–DPR			
Reimbursement from Other Funds	\$12,880	\$12,880	\$12,880
Cost–DPR			
Per Diem: 23 Board Members	<u>(\$12,880)</u>	<u>(\$12,880)</u>	<u>(\$12,880)</u>
ESTIMATED NET EFFECT TO PR FEES FUND:	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
HEALING ARTS FUND			
Cost–DPR			
Per Diem: 29 Advisory Council Members	<u>(\$16,240)</u>	<u>(\$16,240)</u>	<u>(\$16,240)</u>
MASSAGE THERAPY FUND			
Cost–DPR			
Reimbursement to PR Fees Fund	<u>(\$4,480)</u>	<u>(\$4,480)</u>	<u>(\$4,480)</u>
GEOLOGY FUND			
Cost–DPR			
Reimbursement to PR Fees Fund	<u>(\$4,480)</u>	<u>(\$4,480)</u>	<u>(\$4,480)</u>
SOCIAL WORK FUND			
Cost–DPR			
Reimbursement to PR Fees Fund	<u>(\$3,920)</u>	<u>(\$3,920)</u>	<u>(\$3,920)</u>
<u>FISCAL IMPACT - Local Government</u>	FY 2002 (10 Mo.)	FY 2003	FY 2004
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

This proposal would have a direct fiscal impact on small businesses with revised licensing requirements.

DESCRIPTION

This bill contains provisions regarding certificates of authority for the operation of endowed care cemeteries, including compliance with state, county, and municipal ordinances or regulations; allowing uncertified cemeteries to fulfill prior obligations before certification; establishing provisions relating to application, renewal, suspension, and revocation of certificates; transfer of ownership of endowed care cemeteries; and allowing the Division of Professional Registration to promulgate rules relating to fees and inspections.

The bill gives the State Board of Chiropractic Examiners authority to issue temporary licenses to qualified individuals. The bill further repeals the 18-month temporary permit for respiratory care practitioners and replaces it with a six-month educational permit which may be obtained during the course of study or a six-month temporary permit which may be obtained after graduation.

The bill also increases the per diem amount for members of the following boards and commissions: the Board of Geologist Registration; the Advisory Commission for Clinical Perfusionists; the Board of Therapeutic Massage; the Advisory Commission for Physical Therapists; the Athletic Trainers Advisory Committee; the Advisory Commission for Physician Assistants; the State Committee for Social Workers; and the Advisory Commission for Speech-Language Pathologists and Audiologists.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Economic Development
Division of Professional Registration
Office of the Secretary of State



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